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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

LORENZO CARL PAYNES,

Plaintiff,

v.

D. L. RUNNELS, et al.,

Defendants.

2:04-cv-1868 MCE KJM P

**JOINT REQUEST TO STAY CASE
PENDING SETTLEMENT; ORDER**

On August 13, 2009, the parties engaged in good faith settlement discussions in the above matter, and stipulate to the following:

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1 1. The parties jointly request that this matter be stayed for one hundred twenty days,
2 from the date of the Court's order, so that the parties may conduct good faith settlement
3 negotiations in an effort to resolve this matter.

4 2. In the unlikely event the parties are unable to resolve this matter, the parties seek to
5 preserve their litigation rights, and will notify this Court by the end of the stay, so that a modified
6 scheduling order may be issued and litigation can proceed.

7
8 IT IS SO STIPULATED.

9 Date: August 26, 2009

By: /s/ Lorenzo Paynes

Lorenzo Paynes
Plaintiff in Pro Per

12 Date: August 26, 2009

By: /s/ Rebecca M. Armstrong-Grau

Rebecca M. Armstrong
Attorney for Defendant Runnels

15 Dated: August 27, 2009

Respectfully submitted,

EDMUND G. BROWN JR.
Attorney General of California
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Supervising Deputy Attorney General

**/s/ Rebecca M.
Armstrong-Grau**

REBECCA M. ARMSTRONG-GRAU
Deputy Attorney General
*Attorneys for Defendants
David L. Runnels, Thomas S. Felker and
Kenneth Tuffin*

ORDER

The Court, having considered the parties' stipulation for a request to stay the case pending good faith settlement negotiations, orders that this case is stayed for a period of one hundred and twenty days from the date of this Court's order. The parties shall notify the court no later than January 6, 2010, whether the case has settled.

Dated: September 9, 2009.


U.S. MAGISTRATE JUDGE

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